

Section 12 10
G. Burns
12/06/02

Responsive Amendment to Application for Patent (09/891,757) on
"An Integrated System For Shellfish Production"
12/2/02 1:58 AM Russell P Davis (757)340-0651
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Inventor Name:	Russell Patton Davis
Citizenship:	USA
Inventor Residence and Correspondence Address:	613 Mango Dr., Virginia Beach, VA 23452 http://www.Shellfish-Unlimited.com Russell_P_Davis@Shellfish-Unlimited.com
Invention: AN INTEGRATED SYSTEM FOR SHELLFISH PRODUCTION: Encompassing Hatchery, Nursery, Grow-out, Brood-stock Conditioning and Market Conditioning Phases; also Water Treatment, Food Supplement, Propulsion, Anchoring, Security, and Devices for the Integration of Neighborhood Values and Shellfish Production.	
Application filing Date:	JUNE 26, 2001 09/891,757
Art Unit: 3643	Examiner: Price, Richard Thomas, Jr. FAX 703-305-7687 V.703-308-2694/Sup. Peter Poon 308-2574
PROSECUTION HISTORY: Responsive Claim Amendment: Provisional Election & Claim Prototype FAXed Sept 10, 2002 Request for an additional month to reply Mailed and Faxed on Dec 1, 2002. Provisional Election & Claim Amendment & Traverse Mailed Sept 16, 2002 Request of an additional month to respond FAXed Dec 2, 2002	

Responsive Amendment to Application for Patent (09/891,757) on
"An Integrated System For Shellfish Production"

12/2/02 2:20 AM Russell P Davis (757)340-0651

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Mr. Tom Price: In response to the restriction requirement of 08/26/2003 #3807 and your follow-on correspondence, the Applicant provisionally elects to traverse the restriction requirement by amending the claims by completely replacing the claims section of the application such that claim 0 is elected and claims 1 through 39 are restated as linked claims.

Yet, the original disclosures are also hard to read and full of grammatical errors. If there has been no competing patent filed in the area of shellfish culture in the interim of pendency there would certainly be no harm in allowing higher quality writing into the Patent record. Can you tell me if such is the case? It may also be that disclosures amendments that do produce additional claims could be allowed. If such is the case the literary qualities of the disclosure could be substantially enhanced.

Given my desire to make this patent have more readable prose I would be grateful if you could give me an additional month to respond. Please bill as needed according to meet the required fees. Forms PTO-2038 & PTO/SB17 are enclosed. I will phone you regarding my request to edit the disclosures.

Sincerely,



Russell P Davis

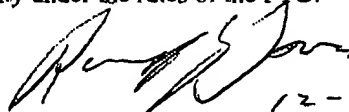
No Attorney or Agent

No Government Agency has any ownership interest in this patent

DECLARATION & Small Entity Election:

I, Russell Patton Davis, am the sole inventor of this "INTEGRATED SYSTEM FOR SHELLFISH PRODUCTION: Encompassing Hatchery, Nursery, Grow-out, Brood-stock Conditioning and Market Conditioning Phases; also Water Treatment, Food Supplement, Propulsion, Anchoring Security, and Devices for the Integration of Neighborhood Values and Shellfish Production." The contents herein are true to the best of my knowledge and belief. The applicant is a small entity under the rules of the PTO.

Signed:



Dated:

12-2-2002

Provisional Application:

JUNE 28, 2000 60/214,458

SEPT 08, 2000 60/232,079

OCT 02, 2000 60/237,033

DEC 01, 2000 60/250,389

FEB 02, 2001 60/263,820

Under the Paperwork Reduction Act of 1996, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2002

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$)**Complete if Known**

Application Number	09/8919 757
Filing Date	June 26 2001
First Named Inventor	Russell P Davis
Examiner Name	R.T. Price
Group Art Unit	3643
Attorney Docket No.	

METHOD OF PAYMENT (check all that apply)
☐ Check ☒ Credit card ☐ Money Order ☐ Other ☐ None
☐ Deposit Account:
 Deposit
Account
Number
Deposit
Account
Name

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above identified deposit account**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	740	201	370	Utility filing fee	
106	330	206	185	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	180	214	80	Provisional filing fee	

SUBTOTAL (1) (\$)**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims		Extra Claims		Fee from below		Fee Paid	
Independent		-20** =		X		=	
Multiple Dependent		-3** =		X		=	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	55
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	820	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
128	180	128	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
178	740	278	370	Request for Continued Examination (RCE)	
189	900	189	900	Request for expedited examination of a design application	

Other fee (specify) 757 491-0519

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 55.00

FAX RECEIVED

OFFICIAL

NOV 29 2002

GROUP 3600

SUBMITTED BY
 Name (Print/Type) Russell P Davis
 Signature Russell P Davis
Registration No.
(Attorney/Agent)**Complete (if applicable)**
 Telephone 757-340-0651
 Date 12-02-2002
WARNING: Information on this form may become public. Credit card information should not be included in this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.